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September 15, 2008

Honorable Harold A. Ackerman
United States District Court
Frank R. Lautenberg U.S.P.O. Courthouse Bldg.
Room 305
P.O. Box 999
Newark, NJ 07101-0999

RE: USA vs. Daniel DiPaolo
Case No. 2:98-cr-00364-HAA

Dear Judge Ackerman:

Having reviewed the opposition memorandum from the United States Attorney's Office, I am in agreement that the victims should be notified on the motion. Accordingly, I am withdrawing the motion at this time with the expectation that it will be re-filed shortly once I have addresses for all victims and I complete research on the other issues raised in the government's memorandum.

Thank you for your courtesies in this matter.

Cordially,
BENEDICT AND ALTMAN

/s/ Joseph J. Benedict
BY: _____
JOSEPH J. BENEDICT

JJB/js

Cc: Lorraine S. Gerson, AUSA
Leah A. Bynon, AUSA – Financial Litigation Unit
Daniel DiPaolo

MOTION NO. 24 WITHDRAWN
SO ORDERED
Harold A. Ackerman
U.S.D.J.
9/16/08